

Congress of the United States
Washington, DC 20515

October 18, 2019

The Honorable Adam B. Schiff
Chairman
Permanent Select Committee on Intelligence
U.S. House of Representatives
HVC-304
Washington, D.C. 20515

Dear Chairman Schiff:

We are concerned that the Majority is knowingly withholding Committee documents related to your so-called “impeachment inquiry” from the Minority. Rule VII of the *Rules of the House of Representatives* outlines the Chair’s responsibility to retain documents related to the “legislative, oversight, or other activity” of the committee, including its subcommittees. HPSCI’s precedent of using a document repository has allowed for appropriately cleared staff to access Committee documents (all legislative, oversight, and investigative records – regardless of classification – generated, received, or used by the Committee in order to conduct its business) related to their oversight responsibilities.

However, it has come to our attention that the Majority is not uploading (or providing physical copies of) certain Committee documents related to your “impeachment inquiry” to its document repository, thus withholding the existence of such documents from the Minority. Per public reporting and/or conversations with Minority staff from the Committees on Oversight and Reform and Foreign Affairs, some of these recent documents include:

- September 9, 2019 letter to Pat Cipollone;
- September 24, 2019 letter to Pat Cipollone;
- Two September 27, 2019 letters to Secretary Pompeo;
- September 30, 2019 letter to Lev Parnas;
- September 30, 2019 letter to Igor Fruman;
- September 30, 2019 letter to Semyon Kislin;
- September 30, 2019 letter to Rudolph Giuliani;
- October 4, 2019 letter to John Michael “Mick” Mulvaney;
- October 4, 2019 letter to Vice President Pence;
- October 7, 2019 letter to Secretary Esper;
- October 7, 2019 letter to Acting Director Russell Vought;
- October 10, 2019 letter to Secretary Perry;
- Four letters sent on October 11, 2019 requesting depositions; and
- Four letters sent on October 16, 2019 **requesting depositions for next week.**

Minority staff should not have to rely on staff from either the Committee on Oversight and Reform or the Committee on Foreign Affairs; intelligence.house.gov, foreignaffairs.house.gov, or oversight.house.gov; or the media to learn of the existence of and/or to locate Committee records.

We expect that the Majority adhere to the Committee's past precedents and that appropriately cleared staff have immediate access to all documents generated or received by the Committee related to your "impeachment inquiry." We see no reason for your withholding of these documents except as a deliberate attempt to hinder the Minority's participation.

The highly irregular manner in which you are conducting your so-called "impeachment inquiry" gravely concerns us, as does the fact that you have decreed this matter to be under HPSCI's jurisdiction despite it lacking any clear intelligence component. Further, given that you have recently acknowledged that the Committee no longer needs to receive testimony from the whistleblower, your "impeachment inquiry" lacks any relationship with the jurisdiction of this Committee. As you are aware, the Committee was established to conduct crucial oversight of the Intelligence Community, and we are increasingly concerned our normal work is being overlooked in favor of partisan activities best suited for another Committee.


We expect you to rectify these concerns and begin planning intelligence-related committee events starting next week.

Sincerely,


Devin Nunes
Ranking Member


K. Michael Conaway
Member of Congress


Michael R. Turner
Member of Congress


Brad Wenstrup
Member of Congress


Chris Stewart
Member of Congress


Rick Crawford
Member of Congress


Elise Stefanik
Member of Congress


Will Hurd
Member of Congress


John Ratcliffe
Member of Congress

Copies to: The Honorable Nancy Pelosi, Speaker
The Honorable Kevin McCarthy, Republican Leader
Mr. Thomas J. Wickham, Jr., Parliamentarian